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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 4, 2016

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Austen Thomason, Page.

3RD ORDER

Approval of Journal

February 4, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twenty-fourth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

Idaho State Historical Society Presentation

The Idaho State Historical Society made their annual presentation to the House showing the original photo album of a 1928 camping trip on the Middle Fork of the Salmon River. Representative Bateman gave a short speech about this important event and how the Idaho Historical Society's mission enriches the lives of all Idahoans.

4TH ORDER

Consideration of Messages from the Governor and the Senate

February 3, 2016

Mr. Speaker:

I transmit herewith enrolled [S 1199](#) and [S 1200](#) for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1199](#) and [S 1200](#) and, when so signed, ordered them returned to the Senate.

February 3, 2016

Mr. Speaker:

I transmit herewith [S 1216](#) and [S 1217](#) which have passed the Senate.

NOVAK, Secretary

[S 1216](#) and [S 1217](#) were filed for first reading.

February 3, 2016

Mr. Speaker:

I return herewith [H 365](#) which has passed the Senate.

NOVAK, Secretary

[H 365](#) was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER

Report of Standing Committees

February 4, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [HCR 31](#), [H 437](#), and [H 438](#).

WILLS, Chairman

[HCR 31](#) was filed for second reading.

[H 437](#) was referred to the Transportation and Defense Committee.

[H 438](#) was referred to the Health and Welfare Committee.

February 4, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 363](#) and [H 364](#).

WILLS, Chairman

The Speaker announced he was about to sign enrolled [H 363](#) and [H 364](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 3, 2016

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration [H 367](#), [H 368](#), [H 369](#), and [H 370](#) and recommend that they do pass.

BARBIERI, Chairman

[H 367](#), [H 368](#), [H 369](#), and [H 370](#) were filed for second reading.

February 2, 2016

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 385](#) and recommend that it do pass.

PALMER, Chairman

[H 385](#) was filed for second reading.

February 3, 2016

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration [H 396](#) and [H 397](#) and recommend that they do pass.

HARTGEN, Chairman

[H 396](#) and [H 397](#) were filed for second reading.

February 3, 2016

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [S 1197](#) and recommend that it do pass.

RAYBOULD, Chairman

[S 1197](#) was filed for second reading.

February 4, 2016

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 357](#) and [H 431](#) and recommend that they do pass.

COLLINS, Chairman

[H 357](#) and [H 431](#) were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

7TH ORDER

Motions, Memorials, and Resolutions

[SCR 133](#), held at the desk February 3, 2016, was referred to the State Affairs Committee.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 439 BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE STATE APPELLATE PUBLIC DEFENDER; AMENDING SECTION 19-870, IDAHO CODE, TO PROVIDE THAT THE STATE APPELLATE PUBLIC DEFENDER SHALL PROVIDE REPRESENTATION FOR CERTAIN INTERLOCUTORY APPEALS AND TO REVISE PROVISIONS RELATING TO POST-CONVICTION RELIEF AND HABEAS CORPUS PROCEEDINGS.

HOUSE BILL NO. 440 BY BUSINESS COMMITTEE

AN ACT

RELATING TO INSURANCE; AMENDING SECTION 41-342, IDAHO CODE, TO SPECIFY COMPLIANCE WITH A CERTAIN CODE SECTION; AND AMENDING SECTION 41-2839, IDAHO CODE, TO PROVIDE AN EXCEPTION TO THE REQUIREMENT THAT EVERY DOMESTIC INSURER MUST HAVE AND MAINTAIN ITS PRINCIPAL PLACE OF BUSINESS AND HOME OFFICE IN THIS STATE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 441 BY BUSINESS COMMITTEE

AN ACT

RELATING TO COSMETICIANS; AMENDING SECTION 54-815, IDAHO CODE, TO REVISE LICENSE RENEWAL AND REINSTATEMENT PROVISIONS.

HOUSE BILL NO. 442 BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-515A, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS REGARDING SUPPLEMENTAL CONTRACTS.

[H 439](#), [H 440](#), [H 441](#), and [H 442](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1216](#) and [S 1217](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

10TH ORDER

Second Reading of Bills and Joint Resolutions

[HCR 30](#) and [H 436](#), by State Affairs Committee, were read the second time by title and filed for third reading.

[H 392](#), by Education Committee, was read the second time by title and filed for third reading.

[H 386](#), by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

[H 391](#), by Education Committee, was read the second time by title and filed for third reading.

[H 346](#), by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

[H 373](#), by Health and Welfare Committee, was read the second time by title and filed for third reading.

11TH ORDER

Third Reading of Bills and Joint Resolutions

Mr. Clow asked unanimous consent to hold [H 387](#) on the Third Reading Calendar for seven legislative days. Mr. Loertscher objected.

[H 340](#) - CONTRACEPTIVES AND PROPHYLACTICS

[H 340](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood to open debate.

The question being, "Shall [H 340](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen(Hartgen), Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith,

Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 340](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 387](#) - COMMUNITY COLLEGES

[H 387](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Chaney to open debate.

The question being, "Shall [H 387](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Luker, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 55.

NAYS – Anderst, Chew, Clow, Erpelding, Gannon, Hartgen(Hartgen), King, Kloc, Malek, McCrostie, Nye, Rubel, Rusche, Smith, Wintrow. Total – 15.

Total – 70.

Whereupon the Speaker declared that [H 387](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Fifteenth Order of Business.

15TH ORDER

Announcements

Announcements were made to the body.

16TH ORDER

Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, February 5, 2016. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:12 p.m.

SCOTT BEDKE, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk